

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q97226

Jun-ichi YAMAKI, et al.

Appln. No.: Unknown

Confirmation No.: Unknown

Group Art Unit: Unknown

Filed: September 27, 2006

Examiner: Unknown

For: POSITIVE ELECTRODE ACTIVE MATERIAL FOR NON-AQUEOUS  
ELECTROLYTE SECONDARY BATTERY

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

**MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. JP 8-55624 A, published February 27, 1996 to TDK Corporation with English Abstract.
2. JP 11-40156 A, published February 12, 1999 to Sanyo Electric Co. with English Abstract.
3. JP 2001-283852 A, published May 12, 2000 to Showa Denko KK with English Abstract.

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4. JP 2000-133249 A, published May 24, 2002 to Sanyo Electric Co. with English

Abstract.

5. Materials Research Bulletin, Vol. 29, No. 6, (1994), pp. 659-666.

6. JP 2002-151074 A, published May 24, 2002 to Sanyo Electric Co. with English

Abstract.

One copy of each of the listed documents is submitted herewith, except for the following:

References 5-6 are not listed on the International Search Report.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

Applicant encloses herewith a copy of the International Search Report dated March 30, 2005 citing documents 1-4 and indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.


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INFORMATION DISCLOSURE STATEMENT

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



John T. Callahan  
Registration No. 32,607

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: September 27, 2006

Substitute for Form 1449 A & B/PTO  <b><u>INFORMATION DISCLOSURE</u></b> <b><u>STATEMENT BY APPLICANT</u></b>  <i>(use as many sheets as necessary)</i>		<i>Complete if Known</i>			
		Application Number	Unknown		
		Confirmation Number	Unknown		
		Filing Date	September 27, 2006		
		First Named Inventor	Jun-ichi YAMAKI		
		Art Unit	Unknown		
		Examiner Name	Unknown		
Sheet	1	of	1	Attorney Docket Number	Q97226

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US			
		US			
		US			
		US			
		US			
		US			
		US			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		JP	8-55624	A	02/27/1996	TDK Corporation	English Abstract
		JP	11-40156	A	02/12/1999	Sanyo Electric Co.	English Abstract
		JP	2001-283852	A	05/12/2000	Showa Denko KK	English Abstract
		JP	2000-133249	A	05/24/2002	Sanyo Electric Co.	English Abstract
		JP	2002-151074	A	05/24/2002	Sanyo Electric Co.	English Abstract

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Materials Research Bulletin, Vol. 29, No. 6, (1994), pp. 659-666	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.